

## Message Text

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ORIGIN PM-07

INFO OCT-01 NEA-14 ISO-00 L-03 DODE-00 CIAE-00 INR-11

NSAE-00 RSC-01 AID-20 MC-02 H-03 /062 R

DRAFTED BY PM/SAS:DFARNHAM:RG

APPROVED BY PM/SAS:JFLADD

NEA/PAB - MR. CONSTABLE

L/PM - MR. MICHEL

NEA/ARP - MR. DEFORD

DOD/ISA - MR. SCHAEFER

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R 141553Z AUG 74

FM SECSTATE WASHDC

TO AMEMBASSY JIDDA

AMEMBASSY ISLAMABAD

C O N F I D E N T I A L STATE 177642

E.O. 11652: GDS

TAGS: MASS, SA, US

SUBJECT: TRANSFER OF SAG T-33/F-86 SPARES AND EQUIPMENT  
TO PAKISTAN

REFERENCES: (A) JIDDA 4297; (B) STATE A-8934, NOVEMBER 8,  
1973; (C) STATE 122190, JUNE 23, 1973

1. THE PROPOSED TRANSFER BY SAG OF THE T-33 AIRCRAFT AND  
F-86 ENGINES, AND ASSOCIATED NON-LETHAL SPARES WAS  
INITIATED PRIOR TO THE PASSAGE OF LEGISLATION WHICH ADDS A  
REQUIREMENT OF REPORTS TO THE CONGRESS IN ADVANCE OF ANY  
APPROVAL OF THE TRANSFER OF DEFENSE ARTICLES TO THIRD  
COUNTRIES. THIS LEGISLATION IS QUOTED FOR YOUR INFORMATION  
AND INSTRUCTION.

A. FOREIGN MILITARY SALES ACT (FMSA), SECTION 3(A),

QUOTE: IN CONSIDERING A REQUEST FOR APPROVAL OF ANY TRANS-  
FER OF ANY WEAPON, WEAPONS SYSTEM, MUNITIONS, AIRCRAFT,  
MILITARY BOAT, MILITARY VESSEL, OR OTHER IMPLEMENT OF WAR  
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TO ANOTHER COUNTRY, THE PRESIDENT SHALL NOT GIVE HIS

CONSENT UNDER PARAGRAPH (2) TO THE TRANSFER UNLESS THE UNITED STATES ITSELF WOULD TRANSFER THE DEFENSE ARTICLE UNDER CONSIDERATION TO THAT COUNTRY, AND PRIOR TO THE DATE HE INTENDS TO GIVE HIS CONSENT TO THE TRANSFER, THE PRESIDENT NOTIFIES THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE COMMITTEE ON FOREIGN RELATIONS OF THE SENATE IN WRITING OF EACH SUCH INTENDED CONSENT, THE JUSTIFICATION FOR GIVING SUCH CONSENT, THE DEFENSE ARTICLE FOR WHICH HE INTENDS TO GIVE HIS CONSENT TO BE SO TRANSFERRED, AND THE FOREIGN COUNTRY TO WHICH THAT DEFENSE ARTICLE IS TO BE TRANSFERRED. IN ADDITION, THE PRESIDENT SHALL NOT GIVE HIS CONSENT UNDER PARAGRAPH (2) TO THE TRANSFER OF ANY SIGNIFICANT DEFENSE ARTICLES ON THE UNITED STATES MUNITIONS LIST UNLESS THE FOREIGN COUNTRY REQUESTING CONSENT TO TRANSFER AGREES TO DEMILITARIZE SUCH DEFENSE ARTICLES PRIOR TO TRANSFER, OR THE PROPOSED RECIPIENT FOREIGN COUNTRY PROVIDES A COMMITMENT IN WRITING TO THE UNITED STATES GOVERNMENT THAT IT WILL NOT TRANSFER SUCH DEFENSE ARTICLES, IF NOT DEMILITARIZED, TO ANY OTHER FOREIGN COUNTRY OR PERSON WITHOUT FIRST OBTAINING THE CONSENT OF THE PRESIDENT. UNQUOTE.

B. FOREIGN ASSISTANCE ACT (FAA) OF 1961, AS AMENDED, SECTION 505(E), CONTAINS LANGUAGE GOVERNING TRANSFER OF GRANT (MAP) DEFENSE ARTICLES NEARLY IDENTICAL TO THAT QUOTED ABOVE IN THE FMSA.

2. PRIOR TO FINAL APPROVAL OF THE ACTUAL TRANSFER OF THESE DEFENSE ARTICLES AUTHORIZED IN REFTELS (B) AND (C) TO PAKISTAN, THE DEPARTMENT MUST NOTIFY THE CONGRESS AS OUTLINED IN FMSA AND FAA CITED IN PARAGRAPH 1. THIS ACTION IS BEING TAKEN BY THE DEPARTMENT.

3. SINCE TRANSFER INCLUDES SIGNIFICANT DEFENSE ARTICLES (AIRCRAFT AND AIRCRAFT ENGINES), THE LEGAL PROVISIONS CITED, REQUIRE THAT THE GOVERNMENT OF PAKISTAN (GOP) PROVIDES A COMMITMENT IN WRITING TO THE USG THAT IT WILL NOT TRANSFER SUCH DEFENSE ARTICLES TO ANY OTHER FOREIGN GOVERNMENT OR PERSON WITHOUT FIRST OBTAINING THE CONSENT OF USG. DEPARTMENT REQUESTS EMBASSY ISLAMABAD TO ENSURE CONFIDENTIAL

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THAT WRITTEN COMMITMENT FROM GOP TO USG IS OBTAINED AND FORWARDED TO DEPARTMENT. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** MILITARY EQUIPMENT, ARMS, SPARE PARTS, MILITARY SALES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 14 AUG 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** CollinP0  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974STATE177642  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** DFARNHAM:RG  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D740223-1156  
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**Office:** ORIGIN PM  
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**Original Handling Restrictions:** n/a  
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**Reference:** (A) JIDDA 4297; (B) STATE A-8934, NO, VEMBER 8  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** CollinP0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 22 AUG 2002  
**Review Event:**  
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**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** TRANSFER OF SAG T-33/F-86 SPARES AND EQUIPMENT TO PAKISTAN  
**TAGS:** MASS, SA, US  
**To:** JIDDA ISLAMABAD  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005